

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

LEE ARTERS t/a GREENDALE BUILDERS

Plaintiff,

v.

ZURICH AMERICAN INSURANCE CO. t/a,
ZURICH NORTH AMERICA as successor in
Interest to ASSURANCE CO. OF AMERICA, and
ASSURANCE CO. OF AMERICA

Defendants.

CIVIL ACTION - LAW

No. 02-CV-4388

AMENDED NOTICE OF APPEAL

Notice is hereby given that Lee Arters t/a Greendale Builders (plaintiff) in the above named case, hereby appeals to the United States Court of Appeals for Third Circuit from the Entry of Judgment granting summary judgment in favor of all defendants, entered in this action on November 20, 2003. A copy of the Order being appealed from is attached hereto as Exhibit "A". Plaintiff also hereby appeals Order dated January 5, 2004 denying Plaintiffs' Motion for Reconsideration of the Judgment of November 20, 2003. A copy of the Order being appealed from is attached hereto as Exhibit "B".

VAUGHAN, DUFFY & CONNORS, LLP

By:

Francis X. Nolan, Esquire
Attorney I.D. No. 09237
Attorney for Plaintiff
102 Pickering Way, Suite 400
Exton, PA 19341
(610) 524-2100

Date: January 29, 2004